



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY
TIDEWATER REGIONAL OFFICE

5636 Southern Boulevard, Virginia Beach, Virginia 23462

Doug Domenech
Secretary of Natural Resources

(757) 518-2000 Fax (757) 518-2009

www.deq.virginia.gov

David K. Paylor
Director

Maria R. Nold
Regional Director

April 2, 2013

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Andrew B. Chapman
Plant Manager
Hercules Incorporated
27123 Shady Brook Trail
Courtland, VA 23837

RE: Reissuance of VPDES Permit No. VA003433
Hercules, Incorporated
Courtland, VA 23837

Dear Mr. Chapman:

The enclosed effluent limitations and monitoring requirements for the above referenced permit have been approved. Additionally, enclosed are copies of the fact sheet pages that describe public participation in the permitting process. Please replace the pages in fact sheet that you received with the draft permit with these pages.

Your permit is also enclosed. In accordance with the permit, you are required to submit monitoring reports to the following address:

Department of Environmental Quality (DEQ)
Tidewater Regional Office
5636 Southern Boulevard
Virginia Beach, VA 23462

The reporting forms are included with the permit. You will be responsible for obtaining additional copies of the reporting forms. The first report (DMR) is due for the month of May 2013 by June 10, 2013. The first report (DMR) is due for the third quarter of 2013 by October 10, 2013. The first report (DMR) is due for the annual period of 2014 by January 10, 2015.

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have thirty days from the date of service (the date you actually received this decision or the date it was mailed to you, whichever occurred first) within which to appeal this decision by filing a notice of appeal in accordance with the Rules of the Supreme Court of Virginia with the Director, Department of Environmental Quality. In the event that this decision is served on you by mail, three days are added to that period.

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Alternatively, any owner under §§ 62.1 - 44.16, 62.1 - 44.17, and 62.1 - 44.19 of the State Water Control Law aggrieved by any action of the State Water Control Board taken without a formal hearing, or by inaction of the Board, may demand in writing a formal hearing of such owner's grievance, provided a petition requesting such hearing is filed with the Board. Said petition must meet the requirements set forth in 9VAC25-230-130 (Procedural Rule No. 1 – Petition for formal hearing). In cases involving actions of the Board, such petition must be filed within thirty days after notice of such action is mailed to such owner by certified mail.

This facility has Class II licensed wastewater operator requirements.

DEQ has launched an e-DMR program that allows you to submit the effluent data electronically. We anticipate that in the near future all permittees will be participants in the e-DMR program. There are many benefits to both DEQ and the permittee when e-DMR is utilized for submissions:

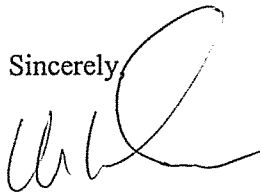
- 1) Fewer revisions for data since the e-DMR program automatically flags omissions before the data is submitted;
- 2) Cost savings on postage, copying, and paper;
- 3) No concerns about using the most current DMR – e-DMR refreshes the required parameters automatically when changes are needed;
- 4) Submittals can be made on a timelier basis; and
- 5) Electronic signatures from multiple people are allowed and e-DMR can be accessed from multiple computer locations.

We ask that you apply for e-DMR participation now so that we will be able to complete the application process when your permit is effective. The following website provides details and our regional e-DMR administrator Debbie Kay, phone 757-518-2127, Deborah.kay@deq.virginia.gov can also assist you:

<http://www.deq.virginia.gov/water/edmrfaq.html>

If you have any additional questions, please do not hesitate to contact me at 757-518-21050 or by email at mark.sauer@deq.virginia.gov

Sincerely,



Mark H. Sauer
Water Permit Manager

cc: DEQ - OWPP, TRO File
EPA - Region III (3WP12)

Encl: Permit No. VA0003433
Revised Fact Sheet Page(s)

29. PUBLIC PARTICIPATION: Document comments/responses received during the public participation process. If comments/responses provided, especially if they result in changes to the permit, place in the attachment.

VDH/DSS COMMENTS RECEIVED ON DRAFT PERMIT: Document any comments received from the Virginia Dept. of Health and the Div. of Shellfish Sanitation and noted how resolved.

The VDH reviewed the application and waived their right to comment and/or object on the adequacy of the draft permit.

The DSS has no comments on the application/draft permit as this discharge does not go to shellfish waters.

EPA COMMENTS RECEIVED ON DRAFT PERMIT: Document any comments received from the U.S. Environmental Protection Agency and noted how resolved.

EPA has no objections to the adequacy of the draft permit.

ADJACENT STATE COMMENTS RECEIVED ON DRAFT PERMIT: Document any comments received from an adjacent state and noted how resolved.

The draft permit was sent to North Carolina DENR and no comments were received.

OTHER AGENCY COMMENTS RECEIVED ON DRAFT PERMIT: Document any comments received from any other agencies (e.g., VIMS, VMRC, DGIF, etc.) and noted how resolved.

Not Applicable.

OTHER COMMENTS RECEIVED FROM RIPARIAN OWNERS/CITIZENS ON DRAFT PERMIT: Document any comments received from other sources and note how resolved.

The application and draft permit have received public notice in accordance with the VPDES Permit Regulation, and no comments were received.

PUBLIC NOTICE INFORMATION:

Comment Period:	Start Date	<u>March 1, 2013</u>
	End Date	<u>March 31, 2013</u>

Persons may comment in writing or by e-mail to the DEQ on the proposed issuance/reissuance/modification of the permit within 30 days from the date of the first notice. Address all comments to the contact person listed below. Written or e-mail comments shall include the name, address, and telephone number of the writer, and shall contain a complete, concise statement of the factual basis for comments. Only those comments received within this period will be considered. The Director of the DEQ may decide to hold a public hearing if public response is significant. Requests for public hearings shall state the reason why a hearing is requested, the nature of the issues proposed to be raised in the public hearing and a brief explanation of how the requestor's interests would be directly and adversely affected by the proposed permit action.

All pertinent information is on file and may be inspected, and arrangements made for copying by contacting Mark H. Sauer at: Department of Environmental Quality (DEQ), Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, VA 23462. Telephone: 757-518-2105; e-mail: mark.sauer@deq.virginia.gov

Following the comment period, the Board will make a determination regarding the proposed issuance/reissuance/modification. This determination will become effective, unless the Director grants a public hearing. Due notice of any public hearing will be given.

30. ADDITIONAL FACT SHEET COMMENTS/PERTINENT INFORMATION: